

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Callow, et al.

Serial No:

10/608,293

Filed:

June 27, 2003

For:

UNIVERSAL SELECTIVE

GENOME AMPLIFICATION

AND UNIVERSAL

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, with sufficient postage as first class mail in an envelope addressed to Mail Stop INFORMATION DISCLOSURE STATEMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: September 18, 2003 Name of Person Mailing: Donna B. Rose

Signature of Person Mailing

## TRANSMITTAL LETTER

Mail Stop INFORMATION DISCLOSURE STATEMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed are the following items for filing in the above-referenced U.S. Patent Application:

- 1. Information Disclosure Statement (2 pages);
- 2. Form PTO-1449 (3 pages);
- 3. References A1, B1, C1-C29, inclusive (31 total references); and
- 4. Return postcard.

The Applicants do not believe that any fees are due for the submission of these documents, however, the Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 501169. Please refund any overpayment to Nuvelo, Inc. at the address below.

By:

Respectfully submitted,

Dated: September 18, 2003

Renée S. Polizotto, Ph.D.

Agent for Applicants Reg. No. 53,474

Customer No. 34285

NUVELO, Inc.

675 Almanor Avenue Sunnyvale, CA 94085

Tel.: 408.215.4000 Fax: 408.524.8145



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Applicant(s):

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## INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. 1.56, 1.97 AND 1.98

Mail Stop INFORMATION DISCLOSURE STATEMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with 37 C.F.R. §1.97 and the continuing duty of disclosure under 37 C.F.R. §1.56, the attached form PTO-1449 is hereby submitted by Applicants in connection with the above-identified application. Pursuant to 37 C.F.R. §1.98(d), copies of the documents A1, B1 and C1-C29 cited on the PTO-1449 are submitted herewith.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein constitutes prior art under 35 U.S.C. § 102 or § 103.

In accordance with 37 C.F.R. §1.98(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 C.F.R. §1.98 and the Examiner is respectfully requested to consider the listed references.

No fee is believed due under 37 C.F.R. §1.97(b) because this statement and Form PTO-1449 are being submitted within three months of the filing date of the above-identified patent application. However, the Commissioner is hereby authorized to charge payment of any additional fees due or credit any overpayment to Deposit Account No. 501169.

Respectfully submitted,

Date: September 18, 2003

Renée S. Polizotto, Ph.D. Agent for Applicants Registration. No. 53,474 **Customer No. 34285** 

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F SHEET 1 of 3

U.S. Department of Patent and Traden Atty. Docket No. CAL-1CIP

Serial No. 10/608,293

Applicant

Callow, et al.

Filing Date 06/27/2003

Group
Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

U.S. PAT	ENT D	OCUMENTS				1	1
*Examiner Initials		Document Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
	A1	5,202,231	04/13/93	Drmanac et al.	435	6	

FOREIGN	N PATI	ENT DOCUMEN	ГS				T	
*Examiner Initials		Document Number	Publication Date	Country	Class	Subclass	Translatio Yes	on No
	B1	WO 01/25002	04/12/01	wo				

	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)
C1	Bain and Whitesides, "Formation of Monolayers by the coadsorption of thiols on gold: variation in the length of the alkyl chain," <i>J. Am. Chem. Soc.</i> 111:7164-7175 (1989).
C2	Banér et al., "Signal amplification of padlock probes by rolling circle replication," Nucl. Acids Res. 26:5073-5078 (1998).
C3	Barenghi, "Superfluid Rayleigh criterion," Phys. Rev. B. Condens. Matter 52:3596-3600 (1995).
C4	Bartholdi et al., "Chromosome banding analysis by slit-scan flow cytometry," Cytometry 10:124-133 (1989).
C5	Chee et al., "Accessing genetic information with high-density DNA arrays," Science 274:610-614 (1996).
C6	Dean et al., "Rapid amplification of plasmid and phage DNA using Phi29 DNA polymerase and multiply-primed rolling circle amplification," Genome Res. 11:1095-1099 (2001).
C7	Drmanac and Drmanac, "cDNA screening by array hybridization," Meth. Enzymol.

<b>EXAMINER</b>

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through

citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SHEET 2 of 3			
Form 170-1449 (Modified) SEP 2 2 2003	Patent and Tradem CAL-1CIP 10 Applicant		Serial No. 10/608,293
INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)		Filing Date 06/27/2003	Group Not Yet Assigned

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	303:165-178 (1999).
C8	Drmanac and Drmanac, "Sequencing by hybridization arrays," <i>In</i> : Methods in Molecular Biology, Vol. 170: DNA Arrays: Methods and Protocols, J.B. Rampal, ed., Humana Press Inc., Totowa, New Jersey, pp. 39-51 (2001).
C9	Drmanac et al., "Sequencing of megabase plus DNA by hybridization: theory of the method," Genomics 4:114-128 (1989).
C10	Forster et al., "Reflex epilepsy evoked by decision making," Arch. Neurol. 32:54-56 (1975).
C11	Gunnersen <i>et al.</i> , "Global analysis of gene expression patterns in developing mouse neocortex using serial analysis of gene expression," <i>Molec. Cell. Neurosci.</i> 19:560-573 (2002).
C12	Karolchik et al., "The UCSC genome browser database," Nucl. Acids Res. 31:51-54 (2003).
C13	Livak et al., "Oligonucleotides with fluorescent dyes at opposite ends provide a quenched probe system useful for detecting PCR product and nucleic acid hybridization," PCR Methods Appl. 4:357-362 (1995).
C14	Mahé and Corthier, "Effect of toxins produced by various Clostridium difficile strains on cecum size reduction in gnotobiotic mice," Can. J. Microbiol. 34:916-918 (1988).
C15	Masuda et al., "Highly ordered nanochannel-array architecture in anodic alumina," Appl. Phys. Lett. 71:2770-2772 (1997).
C16	Mullikin et al., "Fringe-scan flow cytometry," Cytometry 9:111-120 (1988).
C17	Nallur et al., "Signal amplification by rolling circle amplification on DNA microarrays," Nucl. Acids Res. 29:e118 (2001).
C18	Newton et al., "Analysis of any point mutation in DNA. The amplification refractor mutation system (ARMS)," Nucl. Acids Res. 17:2503-2516 (1989).
C19	Nicewarner-Peña et al., "Submicrometer metallic barcodes," Science 294:137-141 (2001).
 C20	Roberts and Macelis, "REBASE—restriction enzymes and methylases," <i>Nucl. Acid Res.</i> 29:268-269 (2001).
 C21	Sax et al., "Identification of negative-acting and protein-binding elements in the mouse αA-crystallin –1556/–1165 region," Gene 144:163-169 (1994).
 C22	Savas et al., "Properties of large-area nanomagnet arrays with 100 nm period made

EXAMINER	DATE CONSIDERED
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SHEET_3 of 3			
Form PTO-1949 (Modified)	U.S. Department of Patent and Traden	Atty. Docket No. CAL-1CIP	Serial No. 10/608,293
SEP 2 2 2003		Applicant Callow, et al.	
INFORMATION DISCLOSURE STATEMENT	,	Filing Date 06/27/2003	Group Not Yet Assigned
(Use several sheets if necessary	,)		

	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)
	by interferometric lithography," J. Appl. Phys. 85:6160-6162 (1999).
C23	Shoemaker et al., "To affinityand beyond!" Nat. Genet. 14:367-370 (1996).
C24	Shuber et al., "High throughput parallel analysis of hundreds of patient samples for more than 100 mutations in multiple disease genes," Hum. Molec. Genet. 6:337-347 (1997).
C25	Sibson and Gibbs, "Molecular indexing of human genomic DNA," <i>Nucl. Acids Res.</i> 29:e95 (2001).
C26	Silver, "Inverse polymerase chain reaction," <i>In</i> : PCR: A Practical Approach, McPherson <i>et al.</i> , eds. Oxford University Press, New York, pp. 137-146 (1991).
C27	Smith, "Ligation-mediated PCR of restriction fragments from large DNA molecules," <i>PCR Methods Appl.</i> 2:21-27 (1992).
C28	Storhoff <i>et al.</i> , "One-pot colorimetric differentiation of polynucleotides with single base imperfections using gold nanoparticle probes," <i>J. Am. Chem. Soc.</i> 120:1959-1964 (1998).
C29	Tyagi et al., "Multicolor molecular beacons for allele discrimination," Nat. Biotech. 16:49-53 (1998).

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